

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

209

CRM-M No.28299 of 2024
Date of decision: 21.08.2024

HARJIT SINGH

.... Petitioner

Versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Vipin Mahajan, Advocate for the petitioner.

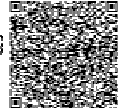
Ms. Ruchika Sabherwal, Sr. D.A.G., Punjab.

MANISHA BATRA, J. (oral)

1. Through the instant petition, filed under Section 438 of Code of Criminal Procedure, 1973, the petitioner seeks anticipatory bail in case FIR No.30, dated 22.04.2024 under Sections 323, 324, 326 and 34 of IPC at Police Station Sekhwan, Police District Batala, District Gurdaspur.
2. Vide order dated 30.05.2024, passed by this Court, the petitioner was released on interim bail and was directed to join investigation. Order dated 30.05.2024, passed by this Court, reads as under:

“Prayer in this petition is for grant of anticipatory bail under Section 438 Cr.P.C in case FIR No.30 dated 22.04.2024 under Sections 323, 324, 326, 34 of the IPC registered at Police Station Sekhwan, Police District Batala, District Gurdaspur.

Occurrence took place on 15.04.2024. As per the allegation, complainant party was heading home when petitioner and others armed with various weapons attacked them. The attribution to the petitioner is that he inflicted gandas blow on



complainant Lovpreet Singh's little finger causing grievous injury.

Learned counsel contends that petitioner has been falsely implicated; though the alleged occurrence took place on 15.04.2024 but FIR has been lodged after 07 days on 22.04.2024 with manipulations. The police had reached the hospital on 15.04.2024 itself but complainant Lovepreet Singh refused to make the statement by stating that there were talks of compromise.

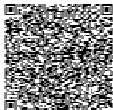
Notice of motion.

Mr. Vinay Kumar Malhotra, DAG, Punjab accepts notice on behalf of respondent- State. A copy of paper book be supplied to him during the course of day.

Adjournred to 21.08.2024 for filing status report.

In the meantime, in case of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. However, it is directed that the petitioner shall join the investigation as and when so required by the Investigating Officer. He shall not contact any person associated with the case to dissuade him from the investigation in any manner whatsoever and nor shall leave the country without prior permission of the Court. He shall further comply with the conditions stipulated in Section 438(2) Cr.P.C."

3. Learned State counsel, on instructions from the Investigating Officer, has submitted that that the petitioner has joined investigation and recovery of weapon has been effected from him and his custodial interrogation is not required.



4. Keeping in view the above mentioned facts and circumstances, without commenting on the merits of the case, the present petition is allowed and the order dated 30.05.2024, granting interim bail to the petitioner, is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

21.08.2024
Jyoti-IV

(MANISHA BATRA)
JUDGE

Whether speaking/reasoned:	Yes/No.
Whether reportable :	Yes/No